

# **EXHIBIT 2**

**Vendor:** Clement & Murphy (Alexandria)  
706 Duke Street  
Alexandria, Virginia 22314  
United States

Invoice:  
2001 (pending 3 days)

	TOTAL	FEES	EXPENSES	TAX	
Billed	\$13,333.75	\$13,333.75	\$0.00	\$0.00	
Adjustments	\$0.00	\$0.00	\$0.00	\$0.00	
Discounts	\$0.00	\$0.00	\$0.00	\$0.00	
Total	\$13,333.75	\$13,333.75	\$0.00	\$0.00	
Invoice Tracker ID: 202970 Vendor: Clement & Murphy (Alexandria) Co Matter: BMC v IBM Standstill Payments Co Matter ID: LIT20220013 LF Matter: --					
Country: United States					

Inv. period: 12/05/24 - 12/31/24    Inv. date: 01/31/25    Inv. posted: 03/21/25    Inv. approved: --    Inv. sent to AP: --    Inv. paid: --    P.O.:    Inv. Reference: --

Comments: to Firm (0) Internal (0) Show comments

Description: BMC

UTBMS Audit Set Applied: Primary

INVOICE DISCOUNTS

Date	Type/Reason	Narrative	Adjuster	Adjustment
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There are no invoice discount line items.

INVOICE LEVEL ADJUSTMENTS

Date	Type/Reason	Narrative	Adjuster	Adjustment
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There are no invoice level adjustment line items.

FEE LINE ITEMS

Date	Code	- Narrative	Timekeeper	Hours	Rate	Adjust	Amount
12/05/24	L120 - Analysis/Strategy   A111 Other	Review correspondence re call for response.	Lawrence, Andrew	0.25	\$1,450.00	--	\$362.50
12/05/24	L120 - Analysis/Strategy   A111 Other	Review files for example [REDACTED] for [REDACTED] for J. DeMott; confer with same re BIO extension letters.	Britton, Ashley	0.5	\$495.00	--	\$247.50
12/05/24	L120 - Analysis/Strategy   A111 Other	Exchange emails re call for a response.	Clement, Paul	0.25	\$2,450.00	--	\$612.50
12/06/24	L120 - Analysis/Strategy   A111 Other	Exchange emails re opposition to BMC's petition for certiorari; prepare extension request.	DeMott, Joseph	0.5	\$1,250.00	--	\$625.00
12/06/24	L120 - Analysis/Strategy   A111 Other	Exchange emails re extension request.	Murphy, Erin	0.25	\$1,950.00	--	\$487.50
12/06/24	L120 - Analysis/Strategy   A111 Other	Correspond with J. DeMott re brief in opposition.	Lawrence, Andrew	0.5	\$1,450.00	--	\$725.00
12/06/24	L120 - Analysis/Strategy   A111 Other	Exchange emails re outline of brief in opposition.	Clement, Paul	0.25	\$2,450.00	--	\$612.50
12/09/24	L120 - Analysis/Strategy   A111 Other	Finalize and file letter re extension of time to submit brief in opposition.	Britton, Ashley	0.25	\$495.00	--	\$123.75
12/10/24	L120 - Analysis/Strategy   A111 Other	Correspond re brief in opposition outline.	Lawrence, Andrew	0.5	\$1,450.00	--	\$725.00
12/10/24	L120 - Analysis/Strategy   A111 Other	Exchange emails re scheduling of cert review.	Clement, Paul	0.25	\$2,450.00	--	\$612.50






Date	Code - Narrative	Timekeeper	Hours	Rate	Adjust	Amount
12/10/24	L120 - Analysis/Strategy   A111 Other Outline brief in opposition to certiorari.	DeMott, Joseph	2.75	\$1,250.00	--	\$3,437.50
12/12/24	L120 - Analysis/Strategy   A111 Other Outline brief in opposition to certiorari.	DeMott, Joseph	2.25	\$1,250.00	--	\$2,812.50
12/12/24	L120 - Analysis/Strategy   A111 Other Review brief in opposition outline; correspond re same.	Lawrence, Andrew	0.5	\$1,450.00	--	\$725.00
12/13/24	L120 - Analysis/Strategy   A111 Other Edit outline of BIO; exchange emails re same.	Clement, Paul	0.5	\$2,450.00	--	\$1,225.00

EXPENSE LINE ITEMS

Date	Narrative	Timekeeper	Units	Rate	Adjust	Amount
There are no expense line items.						

**Vendor:** Clement & Murphy (Alexandria)  
706 Duke Street  
Alexandria, Virginia 22314  
United States

Invoice:  
2078 (pending 3 days)

	TOTAL	FEES	EXPENSES	TAX				
Billed	\$99,300.00	\$99,300.00	\$0.00	\$0.00				
Adjustments	\$0.00	\$0.00	\$0.00	\$0.00				
Discounts	\$0.00	\$0.00	\$0.00	\$0.00				
Total	\$99,300.00	\$99,300.00	\$0.00	\$0.00				
<b>Invoice Tracker ID:</b> 202990 <b>Vendor:</b> Clement & Murphy (Alexandria) <b>Co Matter:</b> BMC v IBM Standstill Payments <b>Co Matter ID:</b> LIT20220013 <b>LF Matter:</b> --								
<b>Country:</b> United States								

**Inv. period:** 01/03/25 - 01/31/25 **Inv. date:** 02/12/25 **Inv. posted:** 03/21/25 **Inv. approved:** -- **Inv. sent to AP:** -- **Inv. paid:** -- **P.O.:** **Inv. Reference:** --

**Comments:** to Firm (0) Internal (0) Show comments

**Description:** BMC

**UTBMS Audit Set Applied:** Primary

INVOICE DISCOUNTS

Date	Type/Reason	Narrative	Adjuster	Adjustment
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There are no invoice discount line items.

INVOICE LEVEL ADJUSTMENTS

Date	Type/Reason	Narrative	Adjuster	Adjustment
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There are no invoice level adjustment line items.

FEE LINE ITEMS

Date	Code	- Narrative	Timekeeper	Hours	Rate	Adjust	Amount
01/03/25	L120 - Analysis/Strategy   A111 Other	Exchange emails re drafting schedule.	Murphy, Erin	0.25	\$2,100.00	--	\$525.00
01/03/25	L120 - Analysis/Strategy   A111 Other	Exchange emails re schedule for brief in opposition.	Clement, Paul	0.25	\$2,650.00	--	\$662.50
01/03/25	L120 - Analysis/Strategy   A111 Other	Correspond re brief in opposition.	Lawrence, Andrew	0.25	\$1,550.00	--	\$387.50
01/13/25	L120 - Analysis/Strategy   A111 Other	Exchange emails re drafting schedule.	Murphy, Erin	0.25	\$2,100.00	--	\$525.00
01/18/25	L120 - Analysis/Strategy   A111 Other	Draft brief in opposition to BMC's cert petition.	DeMott, Joseph	11.5	\$1,350.00	--	\$15,525.00
01/19/25	L120 - Analysis/Strategy   A111 Other	Draft brief in opposition to BMC's cert petition.	DeMott, Joseph	8.0	\$1,350.00	--	\$10,800.00
01/20/25	L120 - Analysis/Strategy   A111 Other	Draft brief in opposition to BMC's cert petition.	DeMott, Joseph	3.75	\$1,350.00	--	\$5,062.50
01/20/25	L120 - Analysis/Strategy   A111 Other	Review cert petition and other materials relevant to brief in opposition.	Lawrence, Andrew	2.0	\$1,550.00	--	\$3,100.00
01/21/25	L120 - Analysis/Strategy   A111 Other	Revise brief in opposition to petition for certiorari.	DeMott, Joseph	1.0	\$1,350.00	--	\$1,350.00
01/21/25	L120 - Analysis/Strategy   A111 Other	Edit and revise brief in opposition.	Lawrence, Andrew	11.0	\$1,550.00	--	\$17,050.00

Date	Code - Narrative	Timekeeper	Hours	Rate	Adjust	Amount
01/22/25	L120 - Analysis/Strategy   A111 Other Revise BIO.	Murphy, Erin	3.5	\$2,100.00	--	\$7,350.00
01/22/25	L120 - Analysis/Strategy   A111 Other Edit and revise brief in opposition.	Lawrence, Andrew	10.0	\$1,550.00	--	\$15,500.00
01/24/25	L120 - Analysis/Strategy   A111 Other Edit BIO; exchange emails re same.	Clement, Paul	5.0	\$2,650.00	--	\$13,250.00
01/24/25	L120 - Analysis/Strategy   A111 Other Edit and revise brief in opposition.	Lawrence, Andrew	1.0	\$1,550.00	--	\$1,550.00
01/26/25	L120 - Analysis/Strategy   A111 Other Exchange emails re draft brief in opposition.	Clement, Paul	0.25	\$2,650.00	--	\$662.50
01/27/25	L120 - Analysis/Strategy   A111 Other Exchange emails re edits to BIO.	Clement, Paul	0.25	\$2,650.00	--	\$662.50
01/27/25	L120 - Analysis/Strategy   A111 Other Prepare [REDACTED] letter.	Lawrence, Andrew	0.5	\$1,550.00	--	\$775.00
01/28/25	L120 - Analysis/Strategy   A111 Other Review comments on BIO.	Murphy, Erin	0.25	\$2,100.00	--	\$525.00
01/28/25	L120 - Analysis/Strategy   A111 Other Review edit and comments on brief in opposition; correspond re [REDACTED] issues.	Lawrence, Andrew	0.75	\$1,550.00	--	\$1,162.50
01/28/25	L120 - Analysis/Strategy   A111 Other Exchange emails re edits to BIO.	Clement, Paul	0.25	\$2,650.00	--	\$662.50
01/29/25	L120 - Analysis/Strategy   A111 Other Correspond re brief in opposition.	Lawrence, Andrew	0.5	\$1,550.00	--	\$775.00
01/30/25	L120 - Analysis/Strategy   A111 Other Correspond re brief in opposition.	Lawrence, Andrew	0.5	\$1,550.00	--	\$775.00
01/31/25	L120 - Analysis/Strategy   A111 Other Exchange emails re draft BIO.	Clement, Paul	0.25	\$2,650.00	--	\$662.50

EXPENSE LINE ITEMS

Date	Narrative	Timekeeper	Units	Rate	Adjust	Amount
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There are no expense line items.

**Vendor:** Clement & Murphy (Alexandria)  
706 Duke Street  
Alexandria, Virginia 22314  
United States

Invoice:  
2166 (pending 3 days)

	TOTAL	FEES	EXPENSES	TAX
Billed	\$15,062.96	\$13,350.00	\$1,712.96	\$0.00
Adjustments	\$0.00	\$0.00	\$0.00	\$0.00
Discounts	\$0.00	\$0.00	\$0.00	\$0.00
Total	\$15,062.96	\$13,350.00	\$1,712.96	\$0.00

**Invoice Tracker ID:** 202996**Vendor:** Clement & Murphy (Alexandria)**Co Matter:** BMC v IBM Standstill Payments**Co Matter ID:** LIT20220013**LF Matter:** --  
**Country:** United States

**Inv. period:** 02/02/25 - 02/28/25**Inv. date:** 03/18/25**Inv. posted:** 03/21/25**Inv. approved:** --**Inv. sent to AP:** --**Inv. paid:** --**P.O.:** **Inv.**  
**Reference:** --  
**Comments:** to Firm (0) Internal (0) Show comments  
**Description:** BMC  
**UTBMS Audit Set Applied:** Primary

INVOICE DISCOUNTS

Date	Type/Reason	Narrative	Adjuster	Adjustment
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There are no invoice discount line items.

INVOICE LEVEL ADJUSTMENTS

Date	Type/Reason	Narrative	Adjuster	Adjustment
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There are no invoice level adjustment line items.

FEE LINE ITEMS

Date	Code	- Narrative	Timekeeper	Hours	Rate	Adjust	Amount
02/02/25	L120 - Analysis/Strategy   A111 Other	Proofread updated draft of brief in opposition to certiorari; incorporate external edits to same.	DeMott, Joseph	1.5	\$1,350.00	--	\$2,025.00
02/03/25	L120 - Analysis/Strategy   A111 Other	Finalize brief in opposition.	Lawrence, Andrew	0.5	\$1,550.00	--	\$775.00
02/03/25	L120 - Analysis/Strategy   A111 Other	Edit and revise brief in opposition; correspond re same.	Lawrence, Andrew	0.75	\$1,550.00	--	\$1,162.50
02/03/25	L120 - Analysis/Strategy   A111 Other	Cite check brief in opposition.	Britton, Ashley	0.75	\$525.00	--	\$393.75
02/03/25	L120 - Analysis/Strategy   A111 Other	Coordinate cite-check of brief in opposition.	DeMott, Joseph	0.25	\$1,350.00	--	\$337.50
02/03/25	L120 - Analysis/Strategy   A111 Other	Review edits to brief in opposition.	Murphy, Erin	0.25	\$2,100.00	--	\$525.00
02/04/25	L120 - Analysis/Strategy   A111 Other	Review edits to BIO; exchange emails re same.	Clement, Paul	0.5	\$2,650.00	--	\$1,325.00
02/04/25	L120 - Analysis/Strategy   A111 Other	Assist with proofreading and finalizing brief in opposition to certiorari.	DeMott, Joseph	0.75	\$1,350.00	--	\$1,012.50
02/04/25	L120 - Analysis/Strategy   A111 Other	Cite check cert petition.	Britton, Ashley	2.25	\$525.00	--	\$1,181.25
02/05/25	L120 - Analysis/Strategy   A111 Other	Coordinate filing of brief in opposition.	Lawrence, Andrew	1.0	\$1,550.00	--	\$1,550.00
02/05/25	L120 - Analysis/Strategy   A111 Other	Confer with [REDACTED] re [REDACTED] on BIO; draft service list; revise cover of BIO; review	Britton, Ashley	0.5	\$525.00	--	\$262.50

Date	Code	- Narrative	Timekeeper	Hours	Rate	Adjust	Amount
		and revise draft certificates from vendor; finalize and file BIO.					
02/13/25	L120 - Analysis/Strategy	A111 Other Review reply brief.	Murphy, Erin	0.25	\$2,100.00	--	\$525.00
02/13/25	L120 - Analysis/Strategy	A111 Other Review BMC's reply in support of certiorari; exchange emails re same.	DeMott, Joseph	0.25	\$1,350.00	--	\$337.50
02/13/25	L120 - Analysis/Strategy	A111 Other Review cert reply.	Lawrence, Andrew	0.5	\$1,550.00	--	\$775.00
02/20/25	L120 - Analysis/Strategy	A111 Other Prepare letter.	Lawrence, Andrew	0.5	\$1,550.00	--	\$775.00
02/21/25	L120 - Analysis/Strategy	A111 Other Finalize letter.	Lawrence, Andrew	0.25	\$1,550.00	--	\$387.50
EXPENSE LINE ITEMS							

Date		Narrative	Timekeeper	Units	Rate	Adjust	Amount
02/08/25	E124 - Other	Reimbursable expenses: Counsel Press - Brief in Opposition.	Clement, Paul	1.0	\$1,712.96	--	\$1,712.96



# INVOICE

**Marsh USA LLC**  
New York NY  
(212) 345-6000

Page	1 of 2
Invoice Total	<b>549,211.29 USD</b>
Invoice No.	887723046669
Invoice Date	02/21/2025
Client No.	8877200000

**Steven M. Purdy, Associate General Counsel**  
IBM  
Billed To: 1101 Kitchawan Road  
Yorktown, NY 10598

## Remittance Copy

Company earns and retains interest income on premium payments held by Marsh on behalf of insurers during the period between receipt of such payments from clients and the time such payments are remitted to the applicable insurer, where permitted by law.

Detach and remit this portion with your payment

Client No.	Invoice No.	Payment Due	Invoice Total	Amount Paid
8877200000	887723046669	Immediate	549,211.29 USD	

**Thank you for your prompt payment.**

**Please indicate Invoice Number 887723046669 on your remittance.**

**Additionally, for ACH or wire payments, e-mail remittance detail to: [FiduciaryserviceRequest.US@marsh.com](mailto:FiduciaryserviceRequest.US@marsh.com)**

By ACH: **Bank Name:** Bank of America  
**ACH Routing No:** [REDACTED]  
**Account Title:** Marsh USA LLC  
**Account Number:** [REDACTED]

By Wire: **Bank Name:** Bank of America  
**Wire Routing Number:** [REDACTED]  
**Account Title:** Marsh USA LLC  
**Account Number:** [REDACTED]

By Mail: Marsh USA LLC  
P.O. Box 417724  
Boston, MA 02241-7724 USA







# INVOICE

**Marsh USA LLC**  
New York NY  
(212) 345-6000

Page	2 of 2
Invoice Total	549,211.29 USD
Invoice No.	887723046669
Invoice Date	02/21/2025
Client No.	8877200000

**Steven M. Purdy, Associate General Counsel**

IBM

Billed To: 1101 Kitchawan Road  
Yorktown, NY 10598

Surety Name	Bond No.	Effective Date	Expiration Date	Transaction Type	Description/ Type of Coverage	Item	Amount
Liberty Mutual Insurance Co	015216101	08/16/2024	10/24/2024	Original	Commercial Bond	PREMIUM	347,072.00
Zurich American Insurance Co.	9403748	08/16/2024	10/24/2024	Original	Commercial Bond	PREMIUM	195,422.88
Fidelity And Deposit Co Of Md	9403749	08/16/2024	10/24/2024	Original	Commercial Bond	PREMIUM	5,766.48
American Guar & Liab	9434188	08/16/2024	10/24/2024	Original	Commercial Bond	PREMIUM	949.93

**Invoice Comments:**

Principal:International Business Machines Corporation  
Obligee:BMC Software, Inc.  
Bond Amount: \$1,708,732,529.31  
Bond Type - Description:Court - Supersedeas Bond  
Manager Name: TBD  
Manager E-Mail Address: TBD  
Dept ID: unknown  
Requester:Steven M. Purdy  
Bond renewed through release date of 10.24.2024

**Invoice Total (Payable in Full upon Receipt)**

**549,211.29**

Company earns and retains interest income on premium payments held by Marsh on behalf of insurers during the period between receipt of such payments from clients and the time such payments are remitted to the applicable insurer, where permitted by law.

# YetterColeman LLP

September 17, 2024

IBM  
Steven M. Purdy  
1 North Castle Drive  
Armonk, NY 10504

Invoice No. 26207  
Client No. 42611  
Matter No. 108

## INVOICE SUMMARY

For Professional Services Rendered for the period ending: August 31, 2024.

**RE: BMC Software LIT20150088**

Total Professional Services	\$ 78,190.50
Total Disbursements	<u>\$ .00</u>
<b>TOTAL THIS INVOICE</b>	<b>\$ 78,190.50</b>
Outstanding Balance	<u>\$ 77,260.10</u>
<b>TOTAL BALANCE DUE</b>	<b><u>\$ 155,450.60</u></b>

## AGED ACCOUNTS RECEIVABLE

Current - 60	61 - 120	121 - 180	181 - 365	Over 365	Total
\$ 77,260.10	\$ .00	\$ .00	\$ .00	\$ .00	\$ 77,260.10

**Yetter Coleman LLP**

September 17, 2024

Invoice No. 26207

**RE: BMC Software LIT20150088****FOR PROFESSIONAL SERVICES RENDERED**

Date	Tkpr	Description	Hours	Rate	Amount
7/22/24	SCV	Research articles regarding [REDACTED].	2.50	325.00	812.50
8/01/24	CHP	Review correspondence and edits to declaration in support of attorneys fees.	.70	910.00	637.00
8/01/24	SCV	Work on fee application invoices and spreadsheets.	3.00	325.00	975.00
8/02/24	DSG	Draft memos to client, co-counsel, and expert regarding revisions to declaration and updating fee totals (1.7); revise same (3.6); draft memos to team regarding finalizing exhibits (1.2).	6.50	570.00	3,705.00
8/02/24	DSG	Revise fee declaration (2.4); draft memos to A. Ross regarding same (1.3).	3.70	570.00	2,109.00
8/03/24	TSM	Review emails between clients and co-counsel regarding [REDACTED] (1.2); draft email to team regarding fee application (1.1).	.30	850.00	255.00
8/03/24	AWR	Provide suggested edits and comments on expert declaration.	3.50	570.00	1,995.00
8/04/24	AWR	Research regarding use of [REDACTED].	1.70	570.00	969.00
8/05/24	TSM	Exchange emails with team regarding invoices related to fee application.	.40	850.00	340.00
8/05/24	DSG	Draft memo to [REDACTED] regarding [REDACTED] (.4); revise charts accompanying declaration (1.8); draft memos to team regarding same (1.3); draft memos to T. McConn and G. Martinez regarding [REDACTED] (.4).	3.90	570.00	2,223.00
8/05/24	CAS	Edit fee comparison chart for fee application, and redact invoices.	1.90	545.00	1,035.50
8/05/24	SCV	Work on invoices and spreadsheets for application for attorneys fees.	7.00	325.00	2,275.00
8/06/24	DSG	Draft memos to team regarding [REDACTED].	.80	570.00	456.00
8/06/24	SCV	Continue to work with invoices and spreadsheets for application for attorneys fees.	4.50	325.00	1,462.50
8/07/24	TSM	Draft email to client regarding [REDACTED]	.20	850.00	170.00
8/07/24	SCV	Continue to work on invoices and spreadsheets for fee application.	4.00	325.00	1,300.00
8/08/24	DSG	Analyze charts illustrating fee totals (2.8); draft memos to team revising same (.8).	3.60	570.00	2,052.00
8/08/24	SCV	Continue to work on spreadsheets and invoices for application for attorneys fees and costs.	6.50	325.00	2,112.50

**Yetter Coleman LLP**

September 17, 2024

Invoice No. 26207

Date	Tkpr	Description	Hours	Rate	Amount
8/09/24	DSG	Analyze charts ██████████ (.7); draft memos to S. Vacek revising same (.6); draft memos to Clements regarding ██████████ (.6); analyze same (.8).	2.70	570.00	1,539.00
8/09/24	SCV	Work on spreadsheets and invoices for application for fees and costs.	5.00	325.00	1,625.00
8/10/24	TSM	Draft email to co-counsel regarding status of fee application and supporting affidavit.	.40	850.00	340.00
8/11/24	TSM	Draft email to team regarding status of fee application and ██████████.	.20	850.00	170.00
8/11/24	DSG	Draft memo to T. McConn regarding status of fee application.	.60	570.00	342.00
8/12/24	AWR	Review draft expert report.	1.00	570.00	570.00
8/12/24	DSG	Draft memos to F. Simmons regarding ██████████ (.3); review same (.4).	.70	570.00	399.00
8/12/24	SCV	Work on spreadsheets and invoices for application for attorneys fees.	3.50	325.00	1,137.50
8/13/24	AWR	Research regarding issues raised by ██████████ (4.7); continue to draft same (2).	6.70	570.00	3,819.00
8/13/24	DSG	Draft memos to S. Vacek and team regarding charts (.8); draft memo to A. Ross regarding finalizing fee application (.3).	1.10	570.00	627.00
8/13/24	SCV	Continue to work on spreadsheets in for fee application.	2.20	325.00	715.00
8/14/24	GBM	Review ██████████ (.7); discuss same with A. Ross (.6).	1.30	550.00	715.00
8/14/24	AWR	Draft and revise fee application based on additions and edits to expert report.	7.20	570.00	4,104.00
8/14/24	DSG	Draft memos to ██████████ regarding ██████████ (.3); revise same (1.4); draft memos to S. Vacek regarding charts (.7).	2.40	570.00	1,368.00
8/14/24	SCV	Continue to work on invoices and spreadsheets for fee application.	1.00	325.00	325.00
8/15/24	CHP	Review correspondence from G. Martinez and IBM regarding ██████████ (.1); follow correspondence regarding same (.1).	.20	910.00	182.00
8/15/24	GBM	Communicate with clients, and opposing counsel regarding ██████████.	.30	550.00	165.00
8/15/24	AWR	Revise fee application based on additional data and arguments from ██████████.	5.00	570.00	2,850.00
8/15/24	SCV	Work on spreadsheets for fee application.	4.50	325.00	1,462.50
8/16/24	GBM	Discuss ██████████ issues with clients and R. Simpson.	.90	550.00	495.00
8/16/24	AWR	Draft and revise fee application (4.5); circulate same to working group (.2).	4.70	570.00	2,679.00

**Yetter Coleman LLP**

September 17, 2024

Invoice No. 26207

Date	Tkpr	Description	Hours	Rate	Amount
8/19/24	DSG	Draft memo to L. Bark regarding schedule and total anticipated request.	.40	570.00	228.00
8/20/24	CHP	Review draft stipulation regarding supersedeas bond extension agreement (.2); send comments on same (.1).	.30	910.00	273.00
8/20/24	TSM	Draft email to client and co-counsel regarding fee application.	.30	850.00	255.00
8/20/24	GBM	Draft, and revise proposed stipulation on supersedeas bond (1); circulate same (.2).	1.20	550.00	660.00
8/20/24	GBM	Research for attorney's fees application (1.1); Analyze and revise same (1.1).	2.20	550.00	1,210.00
8/20/24	DSG	Draft memo to T. McConn regarding declaration.	.30	570.00	171.00
8/21/24	CHP	Review court notice of release of hold on mandate (.2); review correspondence regarding same and coordinate among team (.2); send update to [REDACTED] (.1); answer questions from [REDACTED] (.1); update team (.1); follow correspondence regarding supersedeas bond renewal (.1).	.80	910.00	728.00
8/21/24	TSM	Draft email to team regarding next steps.	.30	850.00	255.00
8/21/24	GBM	Analyze order from Fifth Circuit on mandate (.2); discuss same (.1).	.30	550.00	165.00
8/21/24	GBM	Revise application on fees.	1.40	550.00	770.00
8/21/24	GBM	Confer with BMC counsel regarding supersedeas bond issues.	.20	550.00	110.00
8/21/24	AWR	Research and resolve [REDACTED] pending in fee application.	1.00	570.00	570.00
8/21/24	DSG	Draft memos to [REDACTED] regarding [REDACTED] and finalization of declaration.	.40	570.00	228.00
8/21/24	SCV	Work on invoices and excel spreadsheets for application for attorneys fees.	4.00	325.00	1,300.00
8/21/24	SCV	Review court notice re: order withholding issuance of mandate released.	.10	325.00	32.50
8/22/24	GBM	Revise fee application.	2.60	550.00	1,430.00
8/23/24	CHP	Review correspondence from G. Martinez regarding request regarding cost and fee applications (.1); correspond with D. Griffith regarding any further fee invoices (.1).	.20	910.00	182.00
8/23/24	GBM	Analyze and review motion for fees, declaration in support, and collection of invoices in support.	2.30	550.00	1,265.00
8/23/24	DSG	Draft memos to F. Simmons and S. Vacek regarding fee charts (.6); draft memos to co-counsel and team regarding updated invoice request (1.7); draft memos to [REDACTED] regarding [REDACTED] (.6).	2.90	570.00	1,653.00
8/23/24	SCV	Review court docket for updates.	.20	325.00	65.00
8/26/24	CHP	Review [REDACTED] analysis (.2); correspond with D. Griffith and G. Martinez regarding same (.2).	.40	910.00	364.00

**Yetter Coleman LLP**

September 17, 2024

Invoice No. 26207

Date	Tkpr	Description	Hours	Rate	Amount
8/26/24	GBM	Analyze revisions to motion for fees and declaration in support (1.1); discuss same (.5); analyze redactions to invoices for May through July 2024 (.3); discuss same (.3); analyze Yetter Coleman invoices for fee application (1).	3.20	550.00	1,760.00
8/26/24	DSG	Draft memos to team regarding [REDACTED] (.8); estimate same (.7); draft memos to L. Bark regarding same (.4); draft memos to team on [REDACTED] (1.7); review same (1.8).	5.40	570.00	3,078.00
8/26/24	CAS	Review fee chart for attorney fee application.	.80	545.00	436.00
8/26/24	SCV	Work on excel spreadsheets for fee application.	5.50	325.00	1,787.50
8/27/24	CHP	Review court order of Judge recusal and appointment of new Judge, Andrew Hanen; correspond with team regarding notifying client of same,	.20	910.00	182.00
8/27/24	GBM	Discuss revisions to [REDACTED] with D. Griffith.	.40	550.00	220.00
8/27/24	AWR	Research regarding [REDACTED]	.50	570.00	285.00
8/27/24	DSG	Draft memos to S. Vacek on [REDACTED] (.6); draft memos to F. Simmons regarding [REDACTED] to same (.8); draft memos to W. Hartman regarding data (.7).	2.10	570.00	1,197.00
8/27/24	CAS	Redact firm invoices for use in attorney fee application.	1.90	545.00	1,035.50
8/27/24	SCV	Review recusal order of Judge Gray Miller and reassignment of case to Judge Andrew Hanen.	.20	325.00	65.00
8/27/24	SCV	Work on excel spreadsheets for application for attorneys fees.	2.50	325.00	812.50
8/28/24	DSG	Draft memos to R. Werder regarding [REDACTED].	.80	570.00	456.00
8/29/24	DSG	Draft memos to C. Smith and S. Vacek regarding redactions (.7); review same (.6); draft memos to F. Simmons regarding [REDACTED] (.7); draft memos to co-counsel regarding [REDACTED] (.4).	2.40	570.00	1,368.00
8/29/24	CAS	Revise redactions on invoices for fee petition.	.70	545.00	381.50
8/29/24	SCV	Work on excel spreadsheet and invoices for fee application.	2.50	325.00	812.50
8/30/24	DSG	Draft memos to J. DeMott and S. Vacek regarding recent invoices (.4); draft memos to C. Smith regarding same (.2); draft memos to F. Simmons regarding chart attachments (.6); telephone conference with G. Martinez regarding [REDACTED] (.3).	1.50	570.00	855.00
8/30/24	CAS	Redact invoices for fee petition.	.70	545.00	381.50
8/30/24	SCV	Work on excel spreadsheets and invoices for application for attorneys fees.	2.00	325.00	650.00

**TOTAL PROFESSIONAL SERVICES****\$ 78,190.50**

**Yetter Coleman LLP**

September 17, 2024

Invoice No. 26207

**SUMMARY OF PROFESSIONAL SERVICES**

<b>Name</b>	<b>Title</b>	<b>Hours</b>	<b>Rate</b>	<b>Total</b>
Timothy S McConn	Partner	2.10	850.00	1,785.00
Connie H. Pfeiffer	Partner	2.80	910.00	2,548.00
Grant B. Martinez	Partner	16.30	550.00	8,965.00
Autry W Ross	Of Counsel	31.30	570.00	17,841.00
Douglas S Griffith	Senior Counsel	42.20	570.00	24,054.00
Caroline A. Smith	Staff Attorney	6.00	545.00	3,270.00
Steven C Vacek	Paralegal	60.70	325.00	19,727.50
<b>Total</b>		<b>161.40</b>		<b>\$ 78,190.50</b>

**TASK SUMMARY OF PROFESSIONAL SERVICES**

<b>Task</b>	<b>Description</b>	<b>Hours</b>	<b>Amount</b>
L120	Analysis/Strategy	3.10	2,713.00
L140	Document/File Management	.20	65.00
L250	Other Written Motions and Subm	14.80	8,095.00
L300	Discovery	5.20	2,834.00
L390	Other Discovery	.80	436.00
L420	Expert Witnesses	.20	170.00
L460	Post-Trial Motions and Practic	135.60	63,075.00
L510	Appeal Motions and Submissions	1.50	802.50

**TOTAL THIS INVOICE****\$ 78,190.50**

**Yetter Coleman LLP**

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September 17, 2024

Invoice No. 26207

**OUTSTANDING INVOICES**

Invoice Number	Date	Invoice Total	Payments Received	Ending Balance
26163	8/28/24	77,260.10	.00	77,260.10
	Outstanding Balance			\$ 77,260.10
	Balance Due This Invoice			<u>\$ 78,190.50</u>
	<b>TOTAL BALANCE DUE</b>			<b><u>\$ 155,450.60</u></b>



## YetterColeman LLP

October 29, 2024

IBM  
 Steven M. Purdy  
 1 North Castle Drive  
 Armonk, NY 10504

Invoice No. 26381  
 Client No. 42611  
 Matter No. 108

## INVOICE SUMMARY

For Professional Services Rendered for the period ending: September 30, 2024.

RE: BMC Software LIT20150088

Total Professional Services	\$ 55,093.00
Total Disbursements	<u>\$ 47,600.00</u>
<b>TOTAL THIS INVOICE</b>	<b>\$ 102,693.00</b>
Outstanding Balance	<u>\$ 155,450.60</u>
<b>TOTAL BALANCE DUE</b>	<b><u>\$ 258,143.60</u></b>

## AGED ACCOUNTS RECEIVABLE

Current - 60	61 - 120	121 - 180	181 - 365	Over 365	Total
\$ 78,190.50	\$ 77,260.10	\$ .00	\$ .00	\$ .00	\$ 155,450.60

**Yetter Coleman LLP**

October 29, 2024

Invoice No. 26381

**RE: BMC Software LIT20150088****FOR PROFESSIONAL SERVICES RENDERED**

Date	Tkpr	Description	Hours	Rate	Amount
9/02/24	CHP	Follow update from G. Martinez and check dates on court rulings.	.20	910.00	182.00
9/03/24	CHP	Conference with T. McConn on attorney's fees status (.2); correspond with team regarding same (.1).	.30	910.00	273.00
9/03/24	DSG	Draft email to teams regarding revisions to [REDACTED] (1); review same (1.3).	2.30	570.00	1,311.00
9/03/24	HJH	Begin to citecheck pleading for consistency and adherence to the bluebook (.2); confer regarding same (.1).	.30	585.00	175.50
9/03/24	SCV	Review and analyze [REDACTED].	.20	325.00	65.00
9/03/24	SCV	Work on invoices in preparation for filing of bill of costs.	4.50	325.00	1,462.50
9/04/24	DSG	Draft email to team regarding [REDACTED] and other issues (.2); analyze [REDACTED] (.6); draft email to fee expert regarding same (.3).	1.10	570.00	627.00
9/04/24	HJH	Continue and complete citechecking task.	2.20	585.00	1,287.00
9/04/24	SCV	Continue to work on invoices and exhibits for fee application.	3.50	325.00	1,137.50
9/12/24	RPY	Exchange emails with client regarding status and developments.	.30	1530.00	459.00
9/12/24	AWR	Research regarding [REDACTED].	4.30	570.00	2,451.00
9/13/24	AWR	Research recent [REDACTED] in [REDACTED] in [REDACTED].	2.00	570.00	1,140.00
9/13/24	DSG	Draft email to team regarding [REDACTED] and [REDACTED] (.6); draft email to A. Ross regarding [REDACTED] (.2).	.80	570.00	456.00
9/17/24	RPY	Review court decision (.4); exchange emails with clients regarding same (.1); attention to fee application issues (.4).	.90	1530.00	1,377.00
9/17/24	DSG	Update fee declaration (1.8); draft email to team regarding same (.4); review mandate (.2); draft email to expert regarding same (.2)	2.60	570.00	1,482.00
9/17/24	SCV	Review order denying petition for rehearing and rehearing en banc and court correspondence enclosing same.	.20	325.00	65.00
9/18/24	AWR	Revise fee application based on comments and proposed edits received from team members (2); circulate new draft (.2).	2.20	570.00	1,254.00
9/18/24	DSG	Draft email to S. Vacek regarding [REDACTED]	.20	570.00	114.00

**Yetter Coleman LLP**

October 29, 2024

Invoice No. 26381

Date	Tkpr	Description	Hours	Rate	Amount
9/18/24	SCV	Continue to work on exhibits and materials for fee application filing.	3.50	325.00	1,137.50
9/19/24	CHP	Review team correspondence regarding [REDACTED] (.2); locate filings and respond to questions from T. McConn (.2); respond to appellate questions (.2).	.60	910.00	546.00
9/20/24	CHP	Review status update from T. McConn to client and counsel.	.20	910.00	182.00
9/20/24	TSM	Prepare update for clients (.5); draft email to team regarding same (.5).	1.00	850.00	850.00
9/20/24	DSG	Draft email to T. McConn regarding briefing schedule (.2); draft email to T. McConn regarding [REDACTED] (.7); draft email to S. Vacek regarding [REDACTED] (.4); analyze same (.6).	1.90	570.00	1,083.00
9/20/24	SCV	Continue to work on exhibits and invoices for fee application filing (2); work on calculating [REDACTED] [REDACTED] for [REDACTED] and [REDACTED] to provide to client (4.8).	6.80	325.00	2,210.00
9/21/24	SCV	Complete work on [REDACTED] [REDACTED] for [REDACTED] and [REDACTED] to provide to client.	3.50	325.00	1,137.50
9/22/24	DSG	Draft email to S. Vacek regarding [REDACTED]	.20	570.00	114.00
9/23/24	TSM	Draft email to clients regarding fee application (.3); conference with opposing counsel regarding briefing schedule (1); draft email clients regarding same (.3).	1.60	850.00	1,360.00
9/23/24	DSG	Draft email to T. McConn regarding [REDACTED] (.4); draft email to T. McConn regarding BMC discussions (.2).	.60	570.00	342.00
9/23/24	BCF	Review drafts of application for fees and declaration in support.	.60	545.00	327.00
9/23/24	SCV	Work on update to [REDACTED] to fee application.	3.00	325.00	975.00
9/24/24	TSM	Draft email to clients and co-counsel regarding [REDACTED] on [REDACTED] (.6); draft email to opposing counsel regarding same (.5).	1.10	850.00	935.00
9/24/24	BCF	Coordinate meeting with internal team.	.10	545.00	54.50
9/24/24	SCV	Analyze 5th Circuit and retrieve docket court sheet.	.30	325.00	97.50
9/25/24	CHP	Review court issued mandate denying IBM's motion for rehearing and correspondence from team (.2); follow correspondence regarding attorney's fees and deadlines (.1).	.30	910.00	273.00
9/25/24	TSM	Draft email [REDACTED] regarding [REDACTED] and [REDACTED]	.40	850.00	340.00
9/25/24	DSG	Analyze [REDACTED] and [REDACTED] (.8); draft email to S. Vacek and team regarding same (.6); draft email to [REDACTED] regarding [REDACTED], and [REDACTED] (.2).	1.60	570.00	912.00

**Yetter Coleman LLP**

October 29, 2024

Invoice No. 26381

Date	Tkpr	Description	Hours	Rate	Amount
9/25/24	SCV	Review orders from court of appeals on judgment issued as mandate, order per curiam and copy of bill of costs by court of appeals against BMC.	.40	325.00	130.00
9/25/24	SCV	Work on revisions to fee application exhibits and invoices.	5.30	325.00	1,722.50
9/25/24	SCV	Review judgment issued as mandate.	.20	325.00	65.00
9/26/24	TSM	Review and revise drafts of fee application and [REDACTED] (1); conference with team regarding same (1); draft email to opposing counsel regarding [REDACTED] and [REDACTED] (.5).	2.50	850.00	2,125.00
9/26/24	AWR	Research additional issues raised by working group regarding fee application.	1.30	570.00	741.00
9/26/24	DSG	Analyze additional citations for [REDACTED] (1.2); update and revise same (4.3); draft email to S. Vacek and team regarding [REDACTED] (.8).	6.30	570.00	3,591.00
9/26/24	BCF	Meet with D. Griffith and T. McConn regarding finalizing edits (.4); meet with A. Ross regarding draft (.4).	.80	545.00	436.00
9/26/24	SCV	Work on revisions to [REDACTED] and to prepare for filing.	5.90	325.00	1,917.50
9/27/24	CHP	Review correspondence regarding [REDACTED].	.20	910.00	182.00
9/27/24	AWR	Additional research regarding [REDACTED] and in [REDACTED].	2.00	570.00	1,140.00
9/27/24	DSG	Review and revise fee and cost application (4.8); draft email to T. McConn and team regarding same (1.4); draft email to C. Pfeiffer regarding [REDACTED] (.6); draft email to S. Vacek regarding [REDACTED] (.8).	7.60	570.00	4,332.00
9/27/24	SCV	Finalize fee application [REDACTED] and circulate for attorney review (1.0); respond to D. Griffith regarding information contained in fee application [REDACTED] and [REDACTED] (0.4); work on locating additional [REDACTED] to fee application filing and circulate to team for review (1.0).	2.40	325.00	780.00
9/28/24	DSG	Draft email to B. Fraase regarding [REDACTED] to fee application.	.30	570.00	171.00
9/28/24	BCF	Revise draft application for fees, including record cite, inputting edits of T. McConn, accepting edits of D. Griffith, and reviewing comments of G. Martinez.	5.70	545.00	3,106.50
9/29/24	DSG	Draft email to S. Vacek regarding delivery of [REDACTED] (.2); draft email to G. Pecht regarding same (.4).	.30	570.00	171.00
9/29/24	DSG	Draft email to S. Vacek regarding [REDACTED] to expert and [REDACTED] (.3); draft email to [REDACTED] regarding same (.4); update and distribute declaration (.8).	1.50	570.00	855.00
9/29/24	BCF	Cite check brief in support of application for attorneys fees.	2.30	545.00	1,253.50

**Yetter Coleman LLP**

October 29, 2024

Invoice No. 26381

Date	Tkpr	Description	Hours	Rate	Amount
9/30/24	CHP	Review agreed briefing schedule correspondence from T. McConn.	.10	910.00	91.00
9/30/24	AWR	Update research regarding [REDACTED]	1.50	570.00	855.00
9/30/24	BCF	Revise application for fees (3.8); correspond with internal team regarding same (1).	4.80	545.00	2,616.00
9/30/24	SCV	Review email communication between parties on agreed dates for fee application briefing and provide agreed deadlines to team.	.30	325.00	97.50
9/30/24	SCV	Work on creating exhibit A-10 to fee application.	1.60	325.00	520.00
<b>TOTAL PROFESSIONAL SERVICES</b>					<b>\$ 55,093.00</b>

**SUMMARY OF PROFESSIONAL SERVICES**

Name	Title	Hours	Rate	Total
R. Paul Yetter	Partner	1.20	1,530.00	1,836.00
Timothy S McConn	Partner	6.60	850.00	5,610.00
Connie H. Pfeiffer	Partner	1.90	910.00	1,729.00
Autry W Ross	Of Counsel	13.30	570.00	7,581.00
Douglas S Griffith	Senior Counsel	27.30	570.00	15,561.00
Henry Humphreys	Associate	2.50	585.00	1,462.50
Bonnie Fraase	Associate	14.30	545.00	7,793.50
Steven C Vacek	Paralegal	41.60	325.00	13,520.00
<b>Total</b>		<b>108.70</b>		<b>\$ 55,093.00</b>

**TASK SUMMARY OF PROFESSIONAL SERVICES**

Task	Description	Hours	Amount
L100	Case Assessment, Development a	.20	182.00
L120	Analysis/Strategy	2.60	3,110.00
L140	Document/File Management	.30	97.50
L250	Other Written Motions and Subm	.20	65.00
L460	Post-Trial Motions and Practic	90.40	43,442.00
L500	Appeal	14.60	8,066.50
L510	Appeal Motions and Submissions	.40	130.00

**Yetter Coleman LLP**

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October 29, 2024

Invoice No. 26381

**DISBURSEMENTS**

Date	Task	Description	Amount
9/22/24	E119	Pecht Law Firm, Experts services rendered 5/21 - 9/22/24	47,600.00

*Yetter Coleman LLP does not bill for facsimiles, photocopies, postage, Westlaw or telephone calls.*

**TOTAL DISBURSEMENTS** **\$ 47,600.00**

**DISBURSEMENT TASK SUMMARY**

Task	Description	Amount
E119	Experts	47,600.00
	\$ 47,600.00	

**TOTAL THIS INVOICE** **\$ 102,693.00**

**Yetter Coleman LLP**

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October 29, 2024

Invoice No. 26381

**OUTSTANDING INVOICES**

Invoice Number	Date	Invoice Total	Payments Received	Ending Balance
26163	8/28/24	77,260.10	.00	77,260.10
26207	9/17/24	78,190.50	.00	78,190.50
Outstanding Balance				\$ 155,450.60
Balance Due This Invoice				<u>\$ 102,693.00</u>
<b>TOTAL BALANCE DUE</b>				<b><u>\$ 258,143.60</u></b>

## YetterColeman LLP

November 19, 2024

IBM  
 Steven M. Purdy  
 1 North Castle Drive  
 Armonk, NY 10504

Invoice No. 26553  
 Client No. 42611  
 Matter No. 108

## INVOICE SUMMARY

For Professional Services Rendered for the period ending: October 31, 2024.

RE: BMC Software LIT20150088

Total Professional Services	\$ 25,262.00
Total Disbursements	<u>\$ 490.36</u>
<b>TOTAL THIS INVOICE</b>	<b>\$ 25,752.36</b>
Outstanding Balance	<u>\$ 102,693.00</u>
<b>TOTAL BALANCE DUE</b>	<b><u>\$ 128,445.36</u></b>

## AGED ACCOUNTS RECEIVABLE

Current - 60	61 - 120	121 - 180	181 - 365	Over 365	Total
\$ 102,693.00	\$ .00	\$ .00	\$ .00	\$ .00	\$ 102,693.00



**Yetter Coleman LLP**

November 19, 2024

Invoice No. 26553

**RE: BMC Software LIT20150088****FOR PROFESSIONAL SERVICES RENDERED**

Date	Tkpr	Description	Hours	Rate	Amount
10/01/24	TSM	Revise motion for briefing schedule (0.6); email opposing counsel regarding same (0.2).	.80	850.00	680.00
10/01/24	GBM	Draft email on [REDACTED] who [REDACTED] but are no [REDACTED].	.20	550.00	110.00
10/01/24	AWR	Draft motion to set [REDACTED] based on research of [REDACTED].	2.50	570.00	1,425.00
10/01/24	DSG	Emails to T. McConn regarding [REDACTED] (.4); emails to S. Vacek regarding documents to [REDACTED] (.3).	.70	570.00	399.00
10/01/24	SCV	Review and finalize fee application exhibits A-1 - A-10.	2.70	325.00	877.50
10/02/24	TSM	Revise fee application (0.5); email same to clients (0.2).	.70	850.00	595.00
10/02/24	AWR	Revise fee application based on additional group input.	3.30	570.00	1,881.00
10/02/24	SCV	Work on exhibits to fee application (0.3); package exhibits A-1 - A-10 and exhibit A-3 exhibit invoices for printing to send to attorneys fees expert for review (2.0).	2.30	325.00	747.50
10/03/24	TSM	Email clients and co-counsel regarding revised draft fee application.	.60	850.00	510.00
10/03/24	DSG	Emails to G. Martinez, expert, and team regarding declaration signature.	.30	570.00	171.00
10/03/24	SCV	Prepare redline of versions of G. Pecht declaration.	.30	325.00	97.50
10/04/24	AWR	Revise fee application based on comments from team members.	1.00	570.00	570.00
10/04/24	SCV	Communicate with team on providing revised signature page to G. Pecht.	.20	325.00	65.00
10/06/24	DSG	Draft memos to expert and team regarding [REDACTED] on [REDACTED]	.60	570.00	342.00
10/07/24	TSM	Email client and co-counsel regarding fee application and briefing schedule.	.30	850.00	255.00
10/07/24	SCV	Retrieve [REDACTED] regarding [REDACTED] (0.4); review to circulate G. Pecht signature page for declaration in support of fee application filing (0.1).	.50	325.00	162.50
10/08/24	CHP	Review correspondence from G. Martinez regarding preparing [REDACTED] (0.2); review filing of joint motion to set briefing schedule (0.1).	.30	910.00	273.00

**Yetter Coleman LLP**

November 19, 2024

Invoice No. 26553

Date	Tkpr	Description	Hours	Rate	Amount
10/08/24	GBM	Draft motion to release supersedeas bond and rider (1.4); discuss same with co-counsel (0.2); confer with opposing counsel (0.3); correspond on rider with S. Purdy (0.3).	2.20	550.00	1,210.00
10/08/24	DSG	Revise and distribute final declaration (1.8); emails to T. McConn and team regarding same (.4); review [REDACTED] from [REDACTED] on [REDACTED] (.8); emails to team regarding same (.3).	3.30	570.00	1,881.00
10/08/24	SCV	Prepare and finalize joint motion to set schedule for e-filing (0.8); e-file joint motion (0.2); schedule briefing schedule for fee application filings (0.2).	1.20	325.00	390.00
10/09/24	TSM	Review and finalize fee application (1.4); email and conference with team regarding same (0.6); update clients (0.4).	2.40	850.00	2,040.00
10/09/24	DSG	Exchange emails with S. Vacek and team regarding filing of fee application and [REDACTED] (1.4); conference regarding same (.3); emails to team regarding table of authorities (.7); review and revise exhibits (1.8); research [REDACTED] (.4); emails to S. Vacek regarding same (.6).	5.20	570.00	2,964.00
10/09/24	SCV	Work on finalizing fee application, declaration of G. Pecht and supporting exhibits A-1 - A-10 for e-filing (6.0); work on e-filing fee application, declaration of G. Pecht and supporting exhibits A-1 - A-10 (3.5).	9.50	325.00	3,087.50
10/10/24	CHP	Follow court filings and correspondence regarding same from T. McConn.	.20	910.00	182.00
10/10/24	SCV	Work on compiling all ECF filed versions of the fee application, declaration of G. Pecht and supporting exhibits A-1 - A-10 and exhibits B-F (5.0); create sharefile of ECF filed version of the fee application for client review (0.4); respond to D. Griffith regarding number of segments of the fee application and all exhibits filed via the ECF system (0.2).	5.60	325.00	1,820.00
10/11/24	CHP	Follow correspondence and filings to release bond.	.30	910.00	273.00
10/11/24	GBM	Review and coordinate filing of motion to release bond.	.20	550.00	110.00
10/11/24	SCV	Emails with D. Griffith and T. McConn regarding ECF notices (0.1); update ECF notification emails for D. Griffith and T. McConn to receive ECF notifications (0.2).	.30	325.00	97.50
10/11/24	SCV	Finalize Defendant's unopposed motion to release bond, exhibit and proposed order for e-filing (0.3); e-file unopposed motion exhibit and proposed order (0.2).	.50	325.00	162.50
10/18/24	DSG	Review [REDACTED] (0.2); draft memo to team regarding same (0.2).	.40	570.00	228.00
10/21/24	AWR	Research regarding [REDACTED] and [REDACTED]	2.00	570.00	1,140.00

**Yetter Coleman LLP**

November 19, 2024

Invoice No. 26553

Date	Tkpr	Description	Hours	Rate	Amount
10/21/24	DSG	Review [REDACTED] (0.2); email to team regarding same (0.1).	.30	570.00	171.00
10/21/24	SCV	Review [REDACTED].	.30	325.00	97.50
10/24/24	CHP	Review correspondence from court granting motion to release bond.	.20	910.00	182.00
10/24/24	SCV	Review order granting unopposed motion to release bond and rider.	.20	325.00	65.00

**TOTAL PROFESSIONAL SERVICES****\$ 25,262.00****SUMMARY OF PROFESSIONAL SERVICES**

Name	Title	Hours	Rate	Total
Timothy S McConn	Partner	4.80	850.00	4,080.00
Connie H. Pfeiffer	Partner	1.00	910.00	910.00
Grant B. Martinez	Partner	2.60	550.00	1,430.00
Autry W Ross	Of Counsel	8.80	570.00	5,016.00
Douglas S Griffith	Senior Counsel	10.80	570.00	6,156.00
Steven C Vacek	Paralegal	23.60	325.00	7,670.00
<b>Total</b>		<b>51.60</b>		<b>\$ 25,262.00</b>

**TASK SUMMARY OF PROFESSIONAL SERVICES**

Task	Description	Hours	Amount
L120	Analysis/Strategy	.50	455.00
L250	Other Written Motions and Subm	3.80	1,820.00
L460	Post-Trial Motions and Practic	46.80	22,532.00
L500	Appeal	.50	455.00

**DISBURSEMENTS**

Date	Task	Description	Amount
10/07/24	E102	Powerhouse Copy LLC, Duplicating (Outside Service)	486.96
10/07/24	E106	Pacer Service Center, Online Research	3.40

**Yetter Coleman LLP**

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November 19, 2024

Invoice No. 26553

*Yetter Coleman LLP does not bill for facsimiles, photocopies, postage, Westlaw or telephone calls.***TOTAL DISBURSEMENTS****\$ 490.36****DISBURSEMENT TASK SUMMARY**

<b>Task</b>	<b>Description</b>	<b>Amount</b>
E102	Outside Printing	486.96
E106	Online Research	3.40
	\$ 490.36	

**TOTAL THIS INVOICE****\$ 25,752.36**

**Yetter Coleman LLP**

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November 19, 2024

Invoice No. 26553

**OUTSTANDING INVOICES**

Invoice Number	Date	Invoice Total	Payments Received	Ending Balance
26381	10/29/24	102,693.00	.00	102,693.00
	Outstanding Balance			\$ 102,693.00
	Balance Due This Invoice			<u>\$ 25,752.36</u>
	<b>TOTAL BALANCE DUE</b>			<b><u>\$ 128,445.36</u></b>

# YetterColeman LLP

January 30, 2025

IBM  
Steven M. Purdy  
1 North Castle Drive  
Armonk, NY 10504

Invoice No. 26921  
Client No. 42611  
Matter No. 108

## INVOICE SUMMARY

For Professional Services Rendered for the period ending: December 31, 2024.

**RE: BMC Software LIT20150088**

Total Professional Services	\$ 141,918.00
Total Disbursements	<u>\$ 69.29</u>
<b>TOTAL THIS INVOICE</b>	<b>\$ 141,987.29</b>

**Yetter Coleman LLP**

January 30, 2025

Invoice No. 26921

**RE: BMC Software LIT20150088****FOR PROFESSIONAL SERVICES RENDERED**

Date	Tkpr	Description	Hours	Rate	Amount
12/02/24	AWR	Research regarding [REDACTED] related to [REDACTED].	1.00	570.00	570.00
12/03/24	AWR	Further research regarding [REDACTED] [REDACTED]	2.30	570.00	1,311.00
12/04/24	TSM	Conference with co-counsel regarding [REDACTED] issue.	.30	850.00	255.00
12/04/24	GBM	Discuss [REDACTED] with S. Gorman, and T. McConn (.5); analyze [REDACTED] (.4).	.90	550.00	495.00
12/04/24	DSG	Draft email to M. Gonzales and team regarding [REDACTED] [REDACTED]	.30	570.00	171.00
12/05/24	RPY	Attention to [REDACTED] strategies in light of [REDACTED] [REDACTED].	.40	1530.00	612.00
12/05/24	CHP	Correspond with IBM counsel regarding [REDACTED] for [REDACTED] (.1); follow team correspondence (.1).	.20	910.00	182.00
12/05/24	TSM	Attention to [REDACTED] for [REDACTED] and next steps.	.20	850.00	170.00
12/05/24	GBM	Correspond regarding [REDACTED], and [REDACTED] [REDACTED] on [REDACTED]	.40	550.00	220.00
12/06/24	TSM	Conference with co-counsel and opposing counsel regarding briefing schedule and page limits (.6); draft email to client regarding same (.2).	.80	850.00	680.00
12/06/24	GBM	Discuss [REDACTED] (.5); revise same (.4).	.90	550.00	495.00
12/06/24	AWR	Research regarding [REDACTED] in anticipation of preparing and filing reply brief.	2.50	570.00	1,425.00
12/06/24	DSG	Draft email to T. McConn regarding scheduling of reply brief.	.20	570.00	114.00
12/07/24	TSM	Develop strategy for responding to BMC's response brief.	.20	850.00	170.00
12/08/24	TSM	Draft email to team regarding strategy for reply brief.	.70	850.00	595.00
12/09/24	TSM	Review BMC's response (.5); prepare for reply brief (.4).	.90	850.00	765.00
12/09/24	AWR	Research [REDACTED] (1.2; prepare for preparation of reply brief (1).	2.20	570.00	1,254.00
12/09/24	ATB	Review and analyze fee application in preparation for drafting reply brief.	.50	635.00	317.50
12/10/24	RPY	Review and assess response by BMC to client's application for attorney fees and costs (.6); consider implications and strategies (.5).	1.10	1530.00	1,683.00

**Yetter Coleman LLP**

January 30, 2025

Invoice No. 26921

Date	Tkpr	Description	Hours	Rate	Amount
12/10/24	CHP	Review BMC's opposition to IBM's application for recovery of attorneys fees (.4); conference with A. Brumbaugh regarding arguments (.2); correspond with team regarding same (.3); conference with T. McConn regarding arguments (.2).	1.10	910.00	1,001.00
12/10/24	TSM	Continue to review BMC's response (1.9); attend team meeting regarding same (1).	2.90	850.00	2,465.00
12/10/24	GBM	Discuss and meet regarding reply on fee request.	1.30	550.00	715.00
12/10/24	GBM	Analyze BMC response to fee request.	1.70	550.00	935.00
12/10/24	AWR	Review and analyze BMC's response to fee application.	6.00	570.00	3,420.00
12/10/24	DSG	Review and analyze BMC's response and declaration in opposition to motion for fees (3.6); team meeting regarding same (.8); draft email to [REDACTED] and team regarding [REDACTED] issues (1.4).	5.80	570.00	3,306.00
12/10/24	ATB	Review and analyze application for fees and response in opposition.	2.10	635.00	1,333.50
12/10/24	ATB	Attend team meeting on reply in support of fee application (1); review and analyze response in opposition to fee application (.8).	1.80	635.00	1,143.00
12/10/24	BCF	Meet and communicate with internal team regarding reply brief.	2.00	545.00	1,090.00
12/11/24	RPY	Continue to review BMC response brief and attachments (.6); consider implications and strategies (.5).	1.10	1530.00	1,683.00
12/11/24	AWR	Research issues related to BMC response to fee application.	5.10	570.00	2,907.00
12/11/24	DSG	Draft email to B. Fraase regarding [REDACTED] (.4); prepare and distribute summary of [REDACTED] points that are responsive to [REDACTED] (1.6); analyze BMC's response for [REDACTED] (2.4); draft email to expert Pecht regarding same (1.2); video conference with expert regarding same (1.1); draft email to team regarding [REDACTED] (.6).	7.30	570.00	4,161.00
12/11/24	ATB	Research [REDACTED] under [REDACTED] to support [REDACTED].	4.40	635.00	2,794.00
12/11/24	BCF	Analyze [REDACTED] issue (4.8); summarize working conclusions (1.9); circulate to internal team (.1).	6.80	545.00	3,706.00
12/12/24	RPY	Continue attention to fee application strategies and preparation of reply brief.	.60	1530.00	918.00
12/12/24	CHP	Review correspondence from J. McDermott regarding granting of 30 day extension on the petition of certiorari (.2); correspond with D. Dean regarding new deadline calendaring (.2).	.40	910.00	364.00



**Yetter Coleman LLP**

January 30, 2025

Invoice No. 26921

Date	Tkpr	Description	Hours	Rate	Amount
12/12/24	TSM	Review various emails regarding reply brief (.7); conference with team regarding same (1).	1.70	850.00	1,445.00
12/12/24	GBM	Discuss reply on fee request, including [REDACTED] between [REDACTED].	.90	550.00	495.00
12/12/24	AWR	Conduct research (5); draft sections of reply brief regarding fees (1.2).	6.20	570.00	3,534.00
12/12/24	ATB	Review and analyze BMC fees application (2); summarize research regarding [REDACTED] (1); draft reply in support of fees application (.8); call with [REDACTED] (.5).	4.30	635.00	2,730.50
12/12/24	BCF	Analyze [REDACTED] (3.9); meet with internal team regarding same (.5); meet with [REDACTED] regarding same (1).	5.50	545.00	2,997.50
12/13/24	RPY	Continue attention to fee application strategies and preparation of reply brief (.2); exchange emails with client and co-counsel regarding same (.2).	.40	1530.00	612.00
12/13/24	DSG	Draft email to B. Fraase regarding [REDACTED] (4); draft email to A. Brumbaugh regarding [REDACTED] (.3); begin to draft [REDACTED] (5.4).	6.10	570.00	3,477.00
12/13/24	ATB	Review and analyze [REDACTED] and IBM's fee request (3.8); draft reply in support of fee request (2).	5.80	635.00	3,683.00
12/13/24	ATB	Draft reply in support of fees application (2); research related issues (4.7).	6.70	635.00	4,254.50
12/13/24	BCF	Analyze reply responses in support of [REDACTED] on [REDACTED].	2.10	545.00	1,144.50
12/14/24	DSG	Further draft [REDACTED] (2.2); research regarding same (4); draft email to T. McConn and team regarding same (.3); draft email to A. Brumbaugh regarding [REDACTED] and [REDACTED] (.4).	6.90	570.00	3,933.00
12/15/24	TSM	Review emails regarding reply brief.	.20	850.00	170.00
12/16/24	TSM	Draft email to co-counsel regarding [REDACTED] issue (.2); review application and BMC's response (1.3).	1.50	850.00	1,275.00
12/16/24	AWR	Conduct research (3.1); draft sections for reply brief regarding fees (1).	4.10	570.00	2,337.00
12/16/24	DSG	Revise and distribute to team [REDACTED] (6.2); draft email to T. McConn and team regarding [REDACTED] (.4); draft email to A. Brumbaugh regarding [REDACTED] (.6).	7.20	570.00	4,104.00
12/16/24	ATB	Draft reply in support of fees request (2); research related issues including [REDACTED] and [REDACTED], and the relevance of [REDACTED] and [REDACTED] (10.6).	12.60	635.00	8,001.00

**Yetter Coleman LLP**

January 30, 2025

Invoice No. 26921

Date	Tkpr	Description	Hours	Rate	Amount
12/16/24	BCF	Draft reply responses in support of ██████████ on ██████████ and research ██████████ (1.4); revise draft declaration (2.6).	3.00	545.00	1,635.00
12/17/24	TSM	Review emails regarding ██████████ (.1); conference with team regarding reply brief (.4).	.50	850.00	425.00
12/17/24	GBM	Discuss issues in connection with ██████████ (.3); analyze same (.3).	.60	550.00	330.00
12/17/24	AWR	Revise reply brief regarding ██████████ (2); further research regarding ██████████ and ██████████ (3.5).	5.50	570.00	3,135.00
12/17/24	ATB	Draft reply in support of fees application.	6.10	635.00	3,873.50
12/17/24	BCF	Draft reply in support of ██████████ (1); revise draft of reply brief (1.9).	2.90	545.00	1,580.50
12/18/24	RPY	Continue attention to issues and emails related to client's application for attorney fees and costs.	.60	1530.00	918.00
12/18/24	RPY	Continue attention to ██████████, developments, and strategies.	.40	1530.00	612.00
12/18/24	TSM	Revise reply brief (2.3); draft email to team regarding same (.2).	2.50	850.00	2,125.00
12/18/24	GBM	Address issues on reply regarding ██████████, including ██████████ for ██████████ like ██████████.	.40	550.00	220.00
12/18/24	AWR	Review draft reply brief and reply affidavit.	3.50	570.00	1,995.00
12/18/24	DSG	Review and revise reply brief (3.4); draft email to A. Brumbaugh regarding finalization of same (.3); forward same to clients (.2); draft email to S. Vacek regarding expedited international delivery of signature page to ██████████ (.9); draft email to team regarding ██████████ (3).	5.10	570.00	2,907.00
12/18/24	ATB	Implement edits to reply brief in support of fees application (1); draft email to team regarding same (.2).	1.20	635.00	762.00
12/18/24	ATB	Exchange emails regarding reply in support of fees application.	.10	635.00	63.50
12/18/24	BCF	Review ██████████ and other ██████████ to note ██████████ with ██████████	.80	545.00	436.00
12/19/24	RPY	Review current draft of reply brief in support of application for attorney fees and costs.	.60	1530.00	918.00
12/19/24	TSM	Exchange emails with team regarding reply brief and ██████████	.50	850.00	425.00
12/19/24	GBM	Discuss reply on fee request with internal team.	.30	550.00	165.00
12/19/24	AWR	Research related to fee application.	3.20	570.00	1,824.00

**Yetter Coleman LLP**

January 30, 2025

Invoice No. 26921

Date	Tkpr	Description	Hours	Rate	Amount
12/19/24	DSG	Draft email to C. Gutierrez regarding electronic signature for declaration (.7); draft email to [REDACTED] regarding additional facts (.4); draft email to A. Ross regarding [REDACTED] in [REDACTED] and [REDACTED] issues (1.6); draft email to team and [REDACTED] regarding [REDACTED] on [REDACTED] issue (.4); draft email to B. Fraase and A. Brumbaugh regarding finalization of reply brief (.3).	3.40	570.00	1,938.00
12/20/24	RPY	Initial review and revision of draft reply brief and related information and case law.	1.70	1530.00	2,601.00
12/20/24	TSM	Exchange email with team regarding finalizing reply brief and [REDACTED].	.80	850.00	680.00
12/20/24	AWR	Edit and revise sections of reply brief and review declaration.	2.80	570.00	1,596.00
12/20/24	DSG	Draft email to B. Fraase and A. Brumbaugh regarding [REDACTED]s [REDACTED] and finalization of reply brief (.4); draft email to team and [REDACTED] regarding [REDACTED] on [REDACTED] (.6); supplement and revise [REDACTED] on same and additional [REDACTED] (4.7); draft email to team and [REDACTED] regarding [REDACTED] revisions to reply brief (.6); draft email to team regarding same (.3).	6.60	570.00	3,762.00
12/20/24	ATB	Review and edit reply in support of fees (.7); draft email regarding same (.2); incorporate edits to same (.5).	1.40	635.00	889.00
12/20/24	BCF	Research case law in support of reply brief.	1.50	545.00	817.50
12/20/24	BCF	Revise draft reply brief.	.50	545.00	272.50
12/21/24	RPY	Extensive review and revision of draft reply brief in support of client's application for attorney fees and costs (2.4); review parties' prior briefing regarding same (2); provide input to the team regarding same (.2).	4.60	1530.00	7,038.00
12/21/24	DSG	Draft email to P. Yetter and [REDACTED] regarding final revisions.	.40	570.00	228.00
12/22/24	DSG	Draft email to team regarding final revisions (.4); draft email to T. McConn regarding [REDACTED] (.4).	.80	570.00	456.00
12/23/24	RPY	Final review and revision of draft reply brief in support of client's application for attorney fees and costs.	1.20	1530.00	1,836.00
12/23/24	TSM	Review and revise reply brief (.8); draft email to team regarding same (.2).	1.00	850.00	850.00
12/23/24	AWR	Review reply brief and declaration in preparation for filing.	1.50	570.00	855.00
12/23/24	DSG	Finalize reply brief, exhibits, and declaration for filing (4.2); coordinate with team regarding same (.5).	4.70	570.00	2,679.00
12/23/24	ATB	Review and cite check reply in support of fees application and prepare for filing.	3.00	635.00	1,905.00
12/24/24	TSM	Draft email reply brief to clients with description of next steps.	.30	850.00	255.00

**Yetter Coleman LLP**

January 30, 2025

Invoice No. 26921

Date	Tkpr	Description	Hours	Rate	Amount
12/30/24	TSM	Draft email to co-counsel regarding [REDACTED] [REDACTED] when [REDACTED].	.30	850.00	255.00
12/30/24	GBM	Discuss potential [REDACTED] to [REDACTED] of [REDACTED].	.20	550.00	110.00
12/30/24	BCF	Research [REDACTED] of [REDACTED] (1); summarize same for internal team (.7).	1.70	545.00	926.50

**TOTAL PROFESSIONAL SERVICES****\$ 141,918.00****SUMMARY OF PROFESSIONAL SERVICES**

Name	Title	Hours	Rate	Total
R. Paul Yetter	Partner	12.70	1,530.00	19,431.00
Timothy S McConn	Partner	15.30	850.00	13,005.00
Connie H. Pfeiffer	Partner	1.70	910.00	1,547.00
Grant B. Martinez	Partner	7.60	550.00	4,180.00
Autry W Ross	Of Counsel	45.90	570.00	26,163.00
Douglas S Griffith	Senior Counsel	54.80	570.00	31,236.00
Brumbaugh, Austin T	Associate	50.00	635.00	31,750.00
Bonnie Fraase	Associate	26.80	545.00	14,606.00
<b>Total</b>		<b>214.80</b>		<b>\$ 141,918.00</b>

**TASK SUMMARY OF PROFESSIONAL SERVICES**

Task	Description	Hours	Amount
L120	Analysis/Strategy	64.70	52,983.00
L250	Other Written Motions and Subm	7.60	4,180.00
L460	Post-Trial Motions and Practic	115.50	69,979.00
L500	Appeal	16.40	8,999.00
L510	Appeal Motions and Submissions	10.60	5,777.00

**DISBURSEMENTS**

Date	Task	Description	Amount
12/19/24	E124	Docusign Inc, Other	69.29

**Yetter Coleman LLP**

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January 30, 2025

Invoice No. 26921

*Yetter Coleman LLP does not bill for facsimiles, photocopies, postage, Westlaw or telephone calls.***TOTAL DISBURSEMENTS** **\$ 69.29****DISBURSEMENT TASK SUMMARY**

<b>Task</b>	<b>Description</b>	<b>Amount</b>
E124	Other \$ 69.29	69.29

**TOTAL THIS INVOICE** **\$ 141,987.29**

# YetterColeman LLP

January 31, 2025

IBM  
Steven M. Purdy  
1 North Castle Drive  
Armonk, NY 10504

Invoice No. 27069  
Client No. 42611  
Matter No. 108

## INVOICE SUMMARY

For Professional Services Rendered for the period ending: November 30, 2024.

**RE: BMC Software LIT20150088**

Total Professional Services	\$ 5,578.00
Total Disbursements	<u>\$ 339.82</u>
<b>TOTAL THIS INVOICE</b>	<b>\$ 5,917.82</b>
Outstanding Balance	<u>\$ 141,987.29</u>
<b>TOTAL BALANCE DUE</b>	<b><u>\$ 147,905.11</u></b>

## AGED ACCOUNTS RECEIVABLE

Current - 60	61 - 120	121 - 180	181 - 365	Over 365	Total
\$ 141,987.29	\$ .00	\$ .00	\$ .00	\$ .00	\$ 141,987.29

**Yetter Coleman LLP**

January 31, 2025

Invoice No. 27069

**RE: BMC Software LIT20150088****FOR PROFESSIONAL SERVICES RENDERED**

Date	Tkpr	Description	Hours	Rate	Amount
11/09/24	CHP	Review correspondence regarding [REDACTED] to [REDACTED] (.1); follow team correspondence (.1).	.20	910.00	182.00
11/09/24	TSM	Draft email to clients regarding [REDACTED] from [REDACTED].	.30	850.00	255.00
11/09/24	DSG	Draft email to T. McConn and team regarding inquiry on [REDACTED].	.40	570.00	228.00
11/10/24	TSM	Draft email to team regarding [REDACTED] issue.	.20	850.00	170.00
11/10/24	AWR	Research regarding [REDACTED].	.50	570.00	285.00
11/19/24	RPY	Review new certiorari petition by BMC (.3); consider implications and strategies (.3).	.60	1530.00	918.00
11/19/24	CHP	Review BMC's petition for certiorari.	.50	910.00	455.00
11/20/24	RPY	Continue to review and analyze BMC certiorari petition.	.20	1530.00	306.00
11/20/24	RPY	Exchange emails with clients regarding same.	.20	1530.00	306.00
11/20/24	RPY	Consider implications and strategies regarding same.	.20	1530.00	306.00
11/20/24	CHP	Review correspondence from E. Seybold regarding next steps regarding petition for certiorari (.2); conference with R. Simpson regarding same (.2); review petition (.2).	.60	910.00	546.00
11/21/24	RPY	Continue to review and analyze BMC certiorari petition.	.20	1530.00	306.00
11/21/24	RPY	Exchange emails with clients regarding same.	.20	1530.00	306.00
11/21/24	RPY	Consider implications and strategies regarding same.	.20	1530.00	306.00
11/21/24	CHP	Review correspondence regarding [REDACTED] from [REDACTED].	.10	910.00	91.00
11/22/24	RPY	Continue attention to [REDACTED] and related implications and strategies.	.40	1530.00	612.00
<b>TOTAL PROFESSIONAL SERVICES</b>					<b>\$ 5,578.00</b>

**Yetter Coleman LLP**

January 31, 2025

Invoice No. 27069

**SUMMARY OF PROFESSIONAL SERVICES**

<b>Name</b>	<b>Title</b>	<b>Hours</b>	<b>Rate</b>	<b>Total</b>
R. Paul Yetter	Partner	2.20	1,530.00	3,366.00
Timothy S McConn	Partner	.50	850.00	425.00
Connie H. Pfeiffer	Partner	1.40	910.00	1,274.00
Autry W Ross	Of Counsel	.50	570.00	285.00
Douglas S Griffith	Senior Counsel	.40	570.00	228.00
<b>Total</b>		<b>5.00</b>		<b>\$ 5,578.00</b>

**TASK SUMMARY OF PROFESSIONAL SERVICES**

<b>Task</b>	<b>Description</b>	<b>Hours</b>	<b>Amount</b>
L120	Analysis/Strategy	3.80	4,810.00
L160	Settlement/ADR	.30	255.00
L460	Post-Trial Motions and Practic	.90	513.00

**DISBURSEMENTS**

<b>Date</b>	<b>Task</b>	<b>Description</b>	<b>Amount</b>
10/10/24	E107	FEDEX, Delivery Service	339.82

*Yetter Coleman LLP does not bill for facsimiles, photocopies, postage, Westlaw or telephone calls.*

**TOTAL DISBURSEMENTS** **\$ 339.82**

**DISBURSEMENT TASK SUMMARY**

<b>Task</b>	<b>Description</b>	<b>Amount</b>
E107	Delivery Services/Messenger	339.82
	\$ 339.82	

**TOTAL THIS INVOICE** **\$ 5,917.82**



**Yetter Coleman LLP**

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January 31, 2025

Invoice No. 27069

**OUTSTANDING INVOICES**

Invoice Number	Date	Invoice Total	Payments Received	Ending Balance
26921	1/30/25	141,987.29	.00	141,987.29
	Outstanding Balance			\$ 141,987.29
	Balance Due This Invoice			<u>\$ 5,917.82</u>
	<b>TOTAL BALANCE DUE</b>			<b><u>\$ 147,905.11</u></b>

# YetterColeman LLP

February 14, 2025

IBM  
Steven M. Purdy  
1 North Castle Drive  
Armonk, NY 10504

Invoice No. 27108  
Client No. 42611  
Matter No. 108

## INVOICE SUMMARY

For Professional Services Rendered for the period ending: January 31, 2025.

RE: **BMC Software LIT20150088**

Total Professional Services	\$ 1,980.00
Total Disbursements	<u>\$ 12.80</u>
<b>TOTAL THIS INVOICE</b>	<b>\$ 1,992.80</b>
Outstanding Balance	<u>\$ 147,905.11</u>
<b>TOTAL BALANCE DUE</b>	<b><u>\$ 149,897.91</u></b>

## AGED ACCOUNTS RECEIVABLE

Current - 60	61 - 120	121 - 180	181 - 365	Over 365	Total
\$ 147,905.11	\$ .00	\$ .00	\$ .00	\$ .00	\$ 147,905.11

**Yetter Coleman LLP**

February 14, 2025

Invoice No. 27108

**RE: BMC Software LIT20150088****FOR PROFESSIONAL SERVICES RENDERED**

Date	Tkpr	Description	Hours	Rate	Amount
1/02/25	BCF	Correspond with colleague regarding [REDACTED] with [REDACTED].	.20	545.00	109.00
1/03/25	BCF	Correspond with colleagues regarding [REDACTED].	.10	545.00	54.50
1/06/25	TSM	Exchange emails with client regarding [REDACTED] on fee application.	.20	850.00	170.00
1/08/25	DSG	Review research on [REDACTED] (.2); draft memo to team regarding same (.2).	.40	570.00	228.00
1/08/25	BCF	Communicate with M. Zorn regarding [REDACTED] and apprise internal team of same.	.50	545.00	272.50
1/09/25	DSG	Draft memo to team regarding developments on [REDACTED].	.30	570.00	171.00
1/28/25	RPY	Initial review of draft response brief to petition for certiorari.	.60	1530.00	918.00
1/31/25	DSG	Draft memo to T. McConn regarding [REDACTED].	.10	570.00	57.00
<b>TOTAL PROFESSIONAL SERVICES</b>					<b>\$ 1,980.00</b>

**SUMMARY OF PROFESSIONAL SERVICES**

Name	Title	Hours	Rate	Total
R. Paul Yetter	Partner	.60	1,530.00	918.00
Timothy S McConn	Partner	.20	850.00	170.00
Douglas S Griffith	Senior Counsel	.80	570.00	456.00
Bonnie Fraase	Associate	.80	545.00	436.00
<b>Total</b>		<b>2.40</b>		<b>\$ 1,980.00</b>

**TASK SUMMARY OF PROFESSIONAL SERVICES**

Task	Description	Hours	Amount
L120	Analysis/Strategy	.60	918.00
L460	Post-Trial Motions and Practic	1.00	626.00
L500	Appeal	.80	436.00

**Yetter Coleman LLP**

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February 14, 2025

Invoice No. 27108

**DISBURSEMENTS**

Date	Task	Description	Amount
1/06/25	E106	Pacer Service Center, Online Research	10.70
1/06/25	E106	Pacer Service Center, Online Research	2.10

*Yetter Coleman LLP does not bill for facsimiles, photocopies, postage, Westlaw or telephone calls.*

**TOTAL DISBURSEMENTS** **\$ 12.80**

**DISBURSEMENT TASK SUMMARY**

Task	Description	Amount
E106	Online Research \$ 12.80	12.80

**TOTAL THIS INVOICE** **\$ 1,992.80**

**Yetter Coleman LLP**

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February 14, 2025

Invoice No. 27108

**OUTSTANDING INVOICES**

Invoice Number	Date	Invoice Total	Payments Received	Ending Balance
26921	1/30/25	141,987.29	.00	141,987.29
27069	1/31/25	5,917.82	.00	5,917.82
Outstanding Balance				\$ 147,905.11
Balance Due This Invoice				<u>\$ 1,992.80</u>
<b>TOTAL BALANCE DUE</b>				<b><u>\$ 149,897.91</u></b>

# YetterColeman LLP

March 24, 2025

IBM  
Steven M. Purdy  
1 North Castle Drive  
Armonk, NY 10504

Invoice No. 27280  
Client No. 42611  
Matter No. 108

## INVOICE SUMMARY

For Professional Services Rendered for the period ending: February 28, 2025.

**RE: BMC Software LIT20150088**

Total Professional Services	\$ 4,766.50
Total Disbursements	<u>\$ 26,250.00</u>
<b>TOTAL THIS INVOICE</b>	<b>\$ 31,016.50</b>
Outstanding Balance	<u>\$ 7,910.62</u>
<b>TOTAL BALANCE DUE</b>	<b><u>\$ 38,927.12</u></b>

## AGED ACCOUNTS RECEIVABLE

Current - 60	61 - 120	121 - 180	181 - 365	Over 365	Total
\$ 7,910.62	\$ .00	\$ .00	\$ .00	\$ .00	\$ 7,910.62

**Yetter Coleman LLP**

March 24, 2025

Invoice No. 27280

**RE: BMC Software LIT20150088****FOR PROFESSIONAL SERVICES RENDERED**

Date	Tkpr	Description	Hours	Rate	Amount
2/02/25	CHP	Begin to review brief in opposition of cert.	1.20	910.00	1,092.00
2/03/25	RPY	Continue review of draft response brief to petition for certiorari to SCOTUS (0.6); emails with team regarding same (0.2).	.80	1530.00	1,224.00
2/03/25	CHP	Review brief to coordinate with internal team on status of review and plans for comments.	1.80	910.00	1,638.00
2/04/25	CHP	Finish reviewing brief (0.1); draft and send comments to [REDACTED] (0.2).	.30	910.00	273.00
2/05/25	CHP	Review filed response in opposition to writ for certiorari.	.20	910.00	182.00
2/05/25	DMD	Review docket summary re: filing of brief in opposition, certificate of service, and certificate of word count (.5); communicate with team re: same (.2); review and manage electronic database (.4).	1.10	325.00	357.50

**TOTAL PROFESSIONAL SERVICES****\$ 4,766.50****SUMMARY OF PROFESSIONAL SERVICES**

Name	Title	Hours	Rate	Total
R. Paul Yetter	Partner	.80	1,530.00	1,224.00
Connie H. Pfeiffer	Partner	3.50	910.00	3,185.00
Delonda Dean	Paralegal	1.10	325.00	357.50
<b>Total</b>		<b>5.40</b>		<b>\$ 4,766.50</b>

**TASK SUMMARY OF PROFESSIONAL SERVICES**

Task	Description	Hours	Amount
L120	Analysis/Strategy	3.10	3,317.00
L500	Appeal	1.20	1,092.00
L520	Appellate Briefs	1.10	357.50

**Yetter Coleman LLP**

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March 24, 2025

Invoice No. 27280

**DISBURSEMENTS**

Date	Task	Description	Amount
2/08/25	E119	Pecht Law Firm, Experts services rendered December 2024	26,250.00

*Yetter Coleman LLP does not bill for facsimiles, photocopies, postage, Westlaw or telephone calls.*

**TOTAL DISBURSEMENTS** **\$ 26,250.00**

**DISBURSEMENT TASK SUMMARY**

Task	Description	Amount
E119	Experts	26,250.00
	\$ 26,250.00	

**TOTAL THIS INVOICE** **\$ 31,016.50**



**Yetter Coleman LLP**

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March 24, 2025

Invoice No. 27280

**OUTSTANDING INVOICES**

Invoice Number	Date	Invoice Total	Payments Received	Ending Balance
27069	1/31/25	5,917.82	.00	5,917.82
27108	2/14/25	1,992.80	.00	1,992.80
Outstanding Balance				\$ 7,910.62
Balance Due This Invoice				<u>\$ 31,016.50</u>
<b>TOTAL BALANCE DUE</b>				<b><u>\$ 38,927.12</u></b>